

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
EL PASO DIVISION

FILED

UNITED STATES OF AMERICA,

v.

JOHN THOMAS SHIPLEY.

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§  
§

2009 OCT -6 PM 4:20

CLERK, US DISTRICT COURT  
EP-09-CR-1867-DB WESTERN DISTRICT OF TEXAS

BY JB  
DEPUTY

**ORDER**


On this day, the Court considered Defendant's Motion for Continuance, made orally during Docket Call on October 2, 2009, in the above-captioned cause. The motion was made because Defendant needs additional time to prepare due to complex discovery issues in the case and for plea negotiations. After due consideration, the Court is of the opinion that the motion should be granted.

In order to allow defense counsel the necessary reasonable amount of time to effectively prepare, the Court finds that the interests of justice outweigh the Defendant's and the public's interests in a speedy trial. *See* 18 U.S.C.A. § 3161(h)(B)(iv) (West 2000). As such, the Court concludes that the time from October 2, 2009 through November 2, 2009, is excludable within the meaning of the Speedy Trial Act, 18 U.S.C. §§ 3161, *et seq.* *See* 18 U.S.C.A. § 3161(h).

Accordingly, it is hereby ORDERED that Defendant's Motion for Continuance is GRANTED. This cause is rescheduled for Docket Call on November 2, 2009 at 8:30 A.M.

NO FURTHER CONTINUANCES WILL BE GRANTED.

SIGNED this 6th day of October, 2009.



DAVID BRIONES  
SENIOR UNITED STATES DISTRICT JUDGE